

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<b>NOV 01 2019</b>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>Oct. 30, 2014 Under 84485</u>

The applicant Rightway Investments Smith Valley, LLC  
3675 Lakeside Drive, Suite B of Reno  
Street Address or PO Box City or Town  
Nevada 89509 kmatzoll@mdc-krush.com  
State and ZIP Code E-mail Address

hereby make(s) application for permission to change the  
☐ Point of diversion ☒ Place of use ☐ Manner of use ☐ of a portion  
of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decree, give title of Decree and identify right in Decree.)  
Permit No. 72979

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- The source of water is an Underground Source  
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 0.2992 CFS or 145.14 AFA  
Give diversion rate in cubic feet per second (CFS) AND duty in acre-feet annually (AFA).
- The water to be used for Irrigation and Domestic Purposes  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
- The water heretofore used for Irrigation and Domestic Purposes  
If for stock, state number and kind of animals.
- The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
Within the SE¼ SW¼ Section 26, T. 13 N., R. 23 E., M.D.B. & M. or at a point from which the SW corner of said Section 26 bears S. 76° 33' W. 1.312 feet distant. Please use map on file under Permit No. 84485 - Gusher Well.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
Unchanged

9-107  
24

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Please see attached exhibit "A" and use map on file under Permit No. 84485.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Please see attached exhibit "A" and use map on file under Permit No. 72979.

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing drilled and cased well, pump, motor, totalizing meter and distribution system to Place of Use

12. Estimated cost of works Existing - Proof of Completion of Work filed under Permit No. 74804

13. Estimated time required to construct works Existing

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Five (5) years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Applicant intends to utilize existing well and water right to irrigate 1,950.42 acres within entire Artesia Ranch as described. Water will be placed to Beneficial Use in conjunction with remainder of Applicant's Permits not to exceed 4.0 acre-feet per acre, annually.

16. Miscellaneous remarks:

cfacque@farrwestengineering.com

E-mail Address

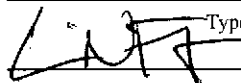
775 853-7268

Phone No.

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Chris N. Facque



Type or print name clearly

Signature, applicant or agent

Farr West Engineering

Company Name

5510 Longley Lane

Street Address or PO Box

Reno, Nevada 89511

City, State, ZIP Code

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## Exhibit "A"

Application to Change Permit No. 72929

Applicant: Rightway Investments Smith Valley, LLC

**Item No. 7 – PROPOSED PLACE OF USE**

The proposed place of use is within portions of the following:

- T12N, R23E SECTION 3 – NW $\frac{1}{4}$ , N $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
SECTION 4 – PORTION OF NE $\frac{1}{4}$  SE $\frac{1}{4}$
- T13N, R23E SECTION 24 – SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;  
SECTION 25 – NE $\frac{1}{4}$ , W $\frac{1}{2}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$   
SECTION 26 – ALL;  
SECTION 27 – S $\frac{1}{2}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;  
SECTION 34 – NE $\frac{1}{4}$ , E $\frac{1}{2}$  NW $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$ , SW $\frac{1}{4}$  SW $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
SECTION 35 – N $\frac{1}{2}$  N $\frac{1}{2}$ , SW $\frac{1}{4}$  NW $\frac{1}{4}$ ;
- T13N, R24E SECTION 19 – SW $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
SECTION 30 – N $\frac{1}{2}$ , N $\frac{1}{2}$  S $\frac{1}{2}$ ;

**Item No. 8 – EXISTING PLACE OF USE**

The existing place of use is within portions of the following:

- T12N, R23E SECTION 3 – NW $\frac{1}{4}$ , N $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
SECTION 4 – PORTION OF NE $\frac{1}{4}$  SE $\frac{1}{4}$
- T13N, R23E SECTION 26 – ALL;  
SECTION 27 – S $\frac{1}{2}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;  
SECTION 34 – NE $\frac{1}{4}$ , E $\frac{1}{2}$  NW $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$ , SW $\frac{1}{4}$  SW $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
SECTION 35 – N $\frac{1}{2}$  N $\frac{1}{2}$ , SW $\frac{1}{4}$  NW $\frac{1}{4}$ ;

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